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6 UNITED STATES DISTRICT COURT  
7 WESTERN DISTRICT OF WASHINGTON  
8 AT SEATTLE

9 KEVIN L. BOOT,

10 Petitioner,

11 v.

12 JAMES KEY,

Respondent.

CASE NO. C18-24 TSZ-BAT

**ORDER DIRECTING SERVICE  
AND ANSWER TO § 2254  
PETITION**

13 The Court has reviewed the petition for writ of habeas corpus filed in this case and

14 **ORDERS:**

15 **SERVICE**

16 (1) By certified mail, the Clerk shall serve respondent and the Attorney General of  
17 the State of Washington copies of petitioner's habeas petition and any supporting pleadings or  
18 documents.

19 **ANSWER OR OTHER RESPONSE**

20 (1) Within **45 days** of being served, respondent shall file and serve either an answer  
21 or other response such as a dispositive motion or a motion to stay proceedings. An answer must  
22 conform with Rule 5 of the Rules Governing Section 2254 Cases, and also indicate whether an  
23 evidentiary hearing is necessary.

1 (2) Respondent must note the answer or other response for the court's consideration  
2 on the fourth Friday after filing. Petitioner's response to the answer or other response must be  
3 filed and served no later than the Monday immediately before the Friday designated for  
4 consideration of the matter. Respondent's reply must be filed no later than the Friday designated  
5 for consideration of the matter. Counsel shall deliver to the Clerk's Office a paper copy of any  
6 electronically filed document that is more than 50 pages in length. The paper copy should be  
7 clearly marked "Courtesy Chambers Copy."

### 8 MOTIONS

9 (1) Any request for court action must be made in a written motion that is properly  
10 filed, served, and noted in accordance with Local Rule CR 7. All arguments supporting a motion  
11 must be in the motion itself and not in a separate document. The caption of the motion must  
12 designate the date the motion is to be noted for the court's consideration.

13 (2) The parties may not communicate directly with the District Judge or Magistrate  
14 Judge regarding this case. All relevant inquiries, information and papers are to be directed to the  
15 Clerk.

16 (3) The Clerk is directed to send a copy of this Order to the parties and to  
17 the Honorable Thomas S. Zilly.

18 DATED this 9th day of January, 2018.

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21 BRIAN A. TSUCHIDA  
22 United States Magistrate Judge  
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